

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Chair Keith Regier, on March 17, 2017 at 9:00 AM, in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Keith Regier, Chair (R)
Sen. Jennifer Fielder, Vice Chair (R)
Sen. Carlie Boland (D)
Sen. Steve Hinebauch (R)
Sen. Jedediah Hinkle (R)
Sen. Margaret (Margie) MacDonald (D)
Sen. Diane Sands (D)
Sen. Nels Swandal (R)
Sen. Chas Vincent (R)

Members Excused: Sen. Jen Gross (D)
Sen. Scott Sales (R)

Members Absent: None

Staff Present: Julianne Burkhardt, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 303, 3/10/2017; SR 50, 3/10/2017
Executive Action: HB 168-Be Concurred In/Motion Withdrawn, Be Amended/Motion Withdrawn, HB 251-Be Concurred In As Amended
HB 273-Be Concurred In

HEARING ON HB 303

Opening Statement by Sponsor:

00:01:08 Rep. Kathy Kelker (D), HD 47, opened the hearing on HB 303, Create child abuse and neglect review commission.

[EXHIBIT\(jus56a01\)](#)

Proponents' Testimony:

00:09:11 Abigail St. Lawrence, Montana Association of Christians
00:10:47 Laura Smith, deputy director, Department of Public Health and Human Services (DPHHS)
00:14:42 Melissa Schlichting, assistant attorney general, Department of Justice (DOJ)
00:17:21 Jani McCall, Intermountain; Yellowstone Boys and Girls Ranch; Family Support Network; Protect Montana Kids (PMK)
00:19:25 Greg Dorrington, Montana Medical Association
00:21:18 Robin Turner, Montana Coalition Against Domestic and Sexual Violence (MCADSV)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:28:10 Sen. Sands
00:28:50 Ms. Schlichting, DOJ
00:29:50 Sen. Sands
00:29:58 Ms. Smith, DPHHS
00:32:24 Chairman Regier
00:32:44 Ms. Smith
00:34:08 Sen. MacDonald
00:34:49 Ms. Turner, MCADSV
00:35:52 Sen. MacDonald
00:36:10 Rep. Kelker
00:37:37 Sen. Swandal
00:38:09 Ms. Smith
00:40:01 Sen. Fielder
00:40:20 Ms. Smith
00:42:05 Sen. MacDonald
00:42:24 Ms. McCall, PMK
00:45:01 Sen. Sands

Closing by Sponsor:

00:45:34 Rep. Kelker

[EXHIBIT\(jus56a02\)](#)

[EXHIBIT\(jus56a03\)](#)

00:48:33 Vice Chair Fielder assumed the role of Chair.

HEARING ON SR 50

Opening Statement by Sponsor:

00:48:56 Sen. Keith Regier (R), SD 3, opened the hearing on SR 50, Confirm Governor's appointees to the POST Council.

[EXHIBIT\(jus56a04\)](#)

Proponents' Testimony:

00:51:10 Dave Galt, Montana Sheriffs and Peace Officers Association

00:51:47 Sheriff Leo Dutton, Lewis and Clark County (L&CC)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:53:37 Chair Fielder

00:54:05 Mr. Dutton L&CC

00:59:57 Sen. Sands

01:00:35 Mr. Dutton

01:03:55 Chair Fielder

01:04:29 Mr. Dutton

Closing by Sponsor:

01:05:39 Sen. Regier

Sen. Regier resumed the role of Chairman.

01:06:33 Recess

01:20:37 Reconvene

Committee Discussion HB 70:

01:21:22 Sen. Fielder

EXECUTIVE ACTION ON HB 168

01:21:56 **Motion:** Sen. Fielder moved that **HB 168 BE CONCURRED IN.**

Discussion:

01:22:07 Julianne Burkhardt, Legislative Services Division (LSD)

01:23:11 **Motion:** Sen. Swandal moved that **HB 168 BE AMENDED.**
EXHIBIT(jus56a05)

Discussion:

01:25:26 Ms. Burkhardt, LSD

01:26:36 Sen. Fielder

01:26:56 Sen. Sands

01:27:05 Chairman Regier

01:27:19 Sen. Swandal

01:29:05 Chairman Regier

01:29:09 Without objection, Sen. Swandal withdrew the BE AMENDED motion.

01:29:14 Without objection, Sen. Fielder withdrew the BE CONCURRED IN motion.

01:29:39 Sen. Vincent

Committee Discussion HB 182:

01:30:14 Sen. Hinkle

01:30:29 Sen. Sands

01:30:37 Sen. Vincent

01:30:54 Sen. Hinkle

01:31:15 Sen. Sands

01:31:34 Sen. Fielder

01:32:39 Sen. Vincent

01:33:40 Sen. Hinebauch

01:34:01 Sen. Sands

01:34:32 Chairman Regier

EXECUTIVE ACTION ON HB 251

01:35:07 **Motion:** Sen. Fielder moved that **HB 251 BE CONCURRED IN.**

01:35:54 **Motion:** Sen. Hinkle moved that **HB 251 BE AMENDED.**
EXHIBIT(jus56a06)

Discussion:

01:37:45 Sen. Fielder
 01:38:33 Sen. Swandal
 01:38:47 Sen. Sands
 01:39:05 Sen. Fielder
 01:39:27 Sen. Swandal
 01:39:49 Sen. Hinkle
 01:40:47 Sen. Sands
 01:41:27 Sen. Fielder
 01:42:09 Sen. MacDonald

01:42:46 **Vote:** Motion carried unanimously by roll call vote. Sen. Gross and Sen. S. Sales voted by proxy.

01:43:28 **Motion:** Sen. Fielder moved that **HB 251 BE CONCURRED IN AS AMENDED.**

Discussion:

01:43:44 Sen. Vincent
 01:44:19 Sen. Sands
 01:44:49 Chairman Regier
 01:45:00 Sen. Swandal

01:45:08 **Vote:** Motion carried 7-4 by roll call vote with Sen. Boland, Sen. S. Sales, Sen. Swandal and Sen. Vincent voting no. Sen. Gross and Sen. S. Sales voted by proxy. Sen. Hinkle will carry the bill.

EXECUTIVE ACTION ON HB 273

01:46:37 **Motion/Vote:** Sen. Fielder moved that **HB 273 BE CONCURRED IN.** Motion carried unanimously by voice vote. Sen. Gross and Sen. S. Sales voted by proxy. Sen. Sands will carry the bill.

ADJOURNMENT

Adjournment: 10:49 A.M.

Pam Schindler, Secretary

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Additional Documents

Additional Documents:

EXHIBIT([jus56aad.pdf](#))